



BEFORE THE BOARD OF ADA COUNTY COMMISSIONERS

IN THE MATTER OF THE PETITION)
OF SUNCOR IDAHO, INC. OF)
TERRITORY LOCATED IN ADA) **ORDER OF ANNEXATION OF PROPERTY**
COUNTY TO THE EAGLE FIRE)
PROTECTION DISTRICT, LOCATED)
IN ADA COUNTY, IDAHO)
_____)

The Eagle Fire Protection District Board of Commissioners published a notice of public hearing on the requested annexation on June 30, 2008 in the *Idaho Statesman*, and held a public hearing on July 15, 2008. The Fire Protection Board of Commissioners, at the conclusion of the public hearing, ordered the annexation of the property described in Exhibit "A," attached hereto into the Fire District pursuant to the provisions of Idaho Code § 31-1411.

NOW, THEREFORE, IT IS HEREBY ORDERED, that the territory, hereinafter described, located within the County of Ada, Idaho, be and the same is hereby declared annexed to the Eagle Fire Protection District, Ada County, Idaho in accordance with the provisions of Idaho Code § 31-1411 and the boundaries of the territory annexed to said Eagle Fire Protection District be, and the same are hereby fixed as follows:

See Exhibit "A"

IT IS FURTHER ORDERED that a signed copy of this *Order of Annexation of Property* be transmitted to the Eagle Fire Protection District Board of Commissioners; that pursuant to Idaho Code § 63-215, a copy of this *Order*, which contains the legal description attached as Exhibit "A" and a map attached as Exhibit "B," be delivered to the in the office of the County Recorder of Ada County for recording; and a copy of the aforementioned *Order* and map be delivered to the County Assessor of Ada County, for filing.

IT IS FURTHER ORDERED that, from and after the date hereof, the above-described territory shall be included within the boundaries of said Eagle Fire Protection District.

RECEIVED

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TECHNICAL SUPPORT

DATED this 19 day of August 2008.

Board of Ada County Commissioners

ABSENT

By: _____
Fred Tilman, Chairman

By: Paul R. Woods
Paul R. Woods, Commissioner

By: Rick Yzaguirre
Rick Yzaguirre, Commissioner

ATTEST:

J. David Navarro
J. David Navarro, Ada County Clerk
Cheryl J. [Signature]

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EXHIBIT "A"

Legal Description of Avimor Property – Ada County

ADA COUNTY:

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, those portions of Government Lot 1, the South One Half of the Northeast One Quarter lying in Ada County, the West One Half of the Southeast One Quarter and the Southeast One Quarter of the Southwest One Quarter

In Section 3, the East One Half of the southwest One Quarter and the Southeast One Quarter and;

In Section 4, the South One Half and the South One Half of the Northwest One Quarter and;

In Section 5, the Northeast One Quarter of the Southeast One Quarter and;

In Section 8, the South One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter and;

In Section 10, the Southeast One Quarter of the Northeast One Quarter, and;

In Section 11, the South One Half of the Northwest One Quarter, and;

In Section 12, the Northeast One Quarter of the Northwest One Quarter and the Northwest One Quarter of the Northeast One Quarter, and;

In Section 17, the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 21, all the portions which lie within the Northwest One Quarter of the Northeast One Quarter of Ada County;

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Except that portion conveyed to Ada County for Healy Toll Road by deed recorded under Instrument Number 19780 in Book 74 of Deeds, Page 254, records of Ada County, Idaho

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the South One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter, the Southwest One Quarter of the Southwest One Quarter, and the West One Half of the Southeast One Quarter, Government Lots 3 and 4 and the portion of Government Lot 2 lying in Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23

In Section 2, the South One Half of the Northwest One Quarter, the South One Half and Government Lots 3 and 4, and;

In Section 3, the South One Half of the Northeast One Quarter, the Southeast One Quarter of the Northwest One Quarter and Government Lots 1, 2, 3 and 4, and;

In Section 4, the Southeast One Quarter of the Northeast One Quarter and Government Lots 1 and 4, and;

In Section 5, the South One Half of the Northeast One Quarter and Government Lots 1 and 2, and;

In Section 7, the Southwest One Quarter of the Southeast One Quarter, and;

In Section 8, the Southeast One Quarter of the Southeast One Quarter, and;

In Section 9, the Northwest One Quarter, the South One Half, the North One Half of the Northeast One Half and the Southwest One Quarter of the Northeast One Quarter, and;

In Section 10, the Southwest One Quarter, and;

In Section 11, the North One Half of the Northeast One Quarter, and;

In Section 12, the South One Half, the West One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the East One

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Half of the Northeast One Quarter and the Southwest One Quarter of the Northeast One Quarter,

Except, from the Southwest One Quarter of the Southwest One Quarter of said Section 12, a one acre parcel for a school house lot reserved in Sheriff's Deed recorded under Instrument No. 143440 in Book 183 of Deeds, page 171.

In Section 13, the North One Half, the Southeast One Quarter and the North One Half of the Southwest One Quarter, and;

In Section 24, the North One Half of the Northeast One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 6, all portions which lie within Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23.

And except that portion conveyed to the State of Idaho by deed recorded under Instrument No. 191535 in Book 235 of Deeds, Page 542. **And except** that portion conveyed to the State of Idaho by deed recorded under Instrument No. 8514764.

In Section 8, those portions of the Southwest One Quarter and the Southwest one Quarter of the Southeast One Quarter lying in Ada County, and;

In Section 17, the Northeast One Quarter of the Northwest One Quarter and those portions of the North One Half of the Northeast One Quarter lying in Ada County, and;

In Section 22, all portions which lie within Ada County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the East One Half of the Southeast One Quarter.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

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AND ALSO

PARCEL 1

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 2

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 3

The NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

ADDITIONAL PROPERTY (135 Ac)

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$;

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$;

That portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying Easterly of the centerline of Willow Creek Road, more particularly described as follows:

COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 00°16'27" East, 1314.67 feet to the Northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 89°57'12" East, 204.11 feet to said centerline of Willow Creek Road and the POINT OF BEGINNING;

Thence continuing along said North line, North 89°57'12" East, 1125.05 feet to the Northeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 00°11'40" West, 1315.16 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the South line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 89°58'31" West, 457.01 feet to said centerline;

Thence along said centerline, North 00°09'34" West, 210.77 feet to a curve;

Thence along the arc of said curve to the left, having a radius 720.00 feet, a central angle of 37°27'17", and being subtended by a chord, which bears North 18°53'13" West, 462.33 feet;

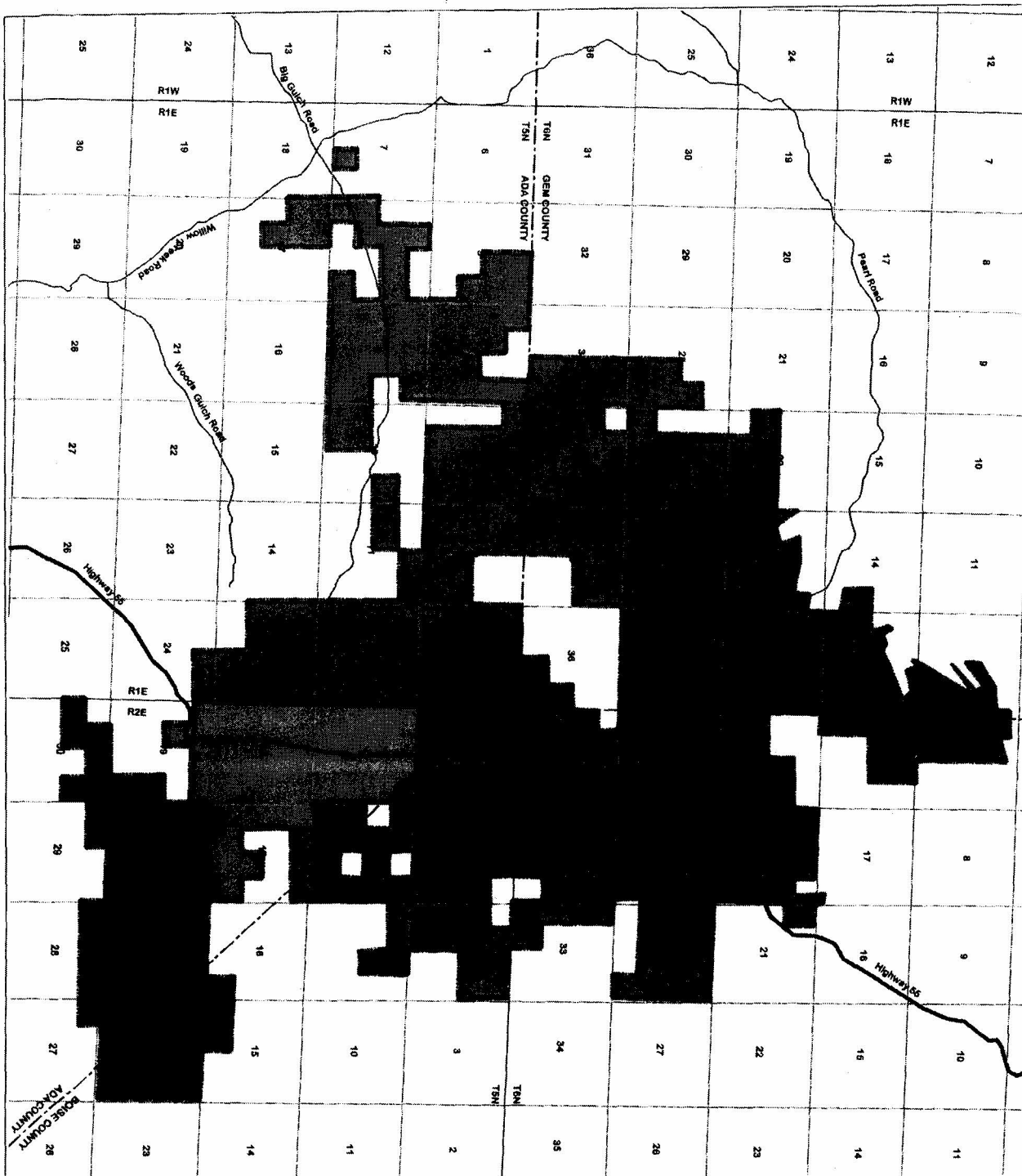
Thence North 37°36'51" West, 841.06 feet to the POINT OF BEGINNING;

All in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

Said property being previously described as:

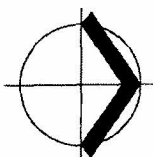
That portion of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ and of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho, lying Easterly of the Easterly line of Willow Creek Road.

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LEGEND

- SUNCOR PROPERTY
- SUNCOR PROPERTY TO BE ANNEXED INTO THE EAGLE FIRE DISTRICT
- SUNCOR PROPERTY CURRENTLY WITHIN THE EAGLE FIRE DISTRICT
- SUNCOR PROPERTY CURRENTLY WITHIN THE NORTH ADA COUNTY FIRE DISTRICT



SCALE: 1"=5280'
5280 2640 0 5280

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PROJECT NO. SCR7336
DATE: 04/25/08
BY: MLG
SHEET NO. 2 of 2

EAGLE FIRE DISTRICT ANNEXATION EXHIBIT SUNCOR PROPERTY

SunCor Idaho, Inc.
Ada, Bolee & Gem Counties, Idaho

W R G
DESIGN INC.
172 E. Windy Creek Drive Eagle, ID 83616
Tel 208.846.6850 Fax 208.846.6350
PLANNING • DESIGN • CONSTRUCTION SERVICES • MANAGEMENT

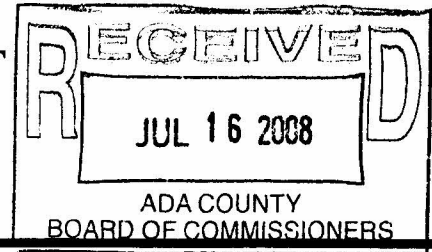
EXHIBIT

B



EAGLE FIRE DEPARTMENT

966 E. Iron Eagle Dr.
EAGLE, IDAHO 83616



July 16, 2008

Ada County Commissioners
200 W. Front Street
Boise, ID 83702

Re: Annexation of Avimor Property

Dear Commissioners:

Please consider this a "Certificate" of true and accurate information. Attached are the following originals or certified copies of:

- Annexation Order;
- Legal advertisement that was published in the Idaho Statesman;
- Minutes of the July 15, 2008 BOC Meeting written by Dan Friend;
- Letter from Mr. Dan Richter petitioning for annexation into the Eagle Fire Protection District;
- Legal descriptions of the territory being annexed;
- A map that shows the territory being annexed.

I hope this *certificate of accurate authenticity* completes everything that your office or the Prosecutor's Office needs to move this annexation through Ada County and to the State Tax Commission.

Sincerely,

Dan Friend
Fire Chief

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In The Matter of The Petition for Annexation of
Adjoining Territory Located in Ada County to the
Eagle Fire Protection District

ORDER

The Board of Fire Protection Commissioners of the Eagle Fire Protection District, having received a Petition requesting the annexation of certain territory located within Ada County, Idaho, and having held a public hearing on the 15th day of July, 2008, concerning such annexation and notice thereof having been published on the 30th day of June, 2008, pursuant to law, and voted to annex the territory into the Eagle Fire Protection District, submit this Order together with accurate legal descriptions of the annexed territory, certified by the Board of Eagle Fire Protection Commissioners, pursuant to the provisions of Idaho Code § 31-1411;

NOW THEREFORE, IT IS HERE BY ORDERED, that the territory hereinafter described, located within the County of Ada, Idaho, be and there same is hereby declared annexed to the Eagle Fire Protection District, Ada County, Idaho in accordance with the provisions of Idaho Code § 31-1411, and the same are hereby fixed as follows:

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, those portions of Government Lot 1, the South One Half of the Northeast One Quarter lying in Ada County, the West One Half of the Southeast One Quarter and the Southeast One Quarter of the Southwest One Quarter

In Section 3, the East One Half of the southwest One Quarter and the Southeast One Quarter and;

In Section 4, the South One Half and the South One Half of the Northwest One Quarter and;

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In Section 5, the Northeast One Quarter of the Southeast One Quarter and;

In Section 8, the South One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter and;

In Section 10, the Southeast One Quarter of the Northeast One Quarter, and;

In Section 11, the South One Half of the Northwest One Quarter, and;

In Section 12, the Northeast One Quarter of the Northwest One Quarter and the Northwest One Quarter of the Northeast One Quarter, and;

In Section 17, the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 21, all the portions which lie within the Northwest One Quarter of the Northeast One Quarter of Ada County;

Except that portion conveyed to Ada County for Healy Toll Road by deed recorded under Instrument Number 19780 in Book 74 of Deeds, Page 254, records of Ada County, Idaho

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the South One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter, the Southwest One Quarter of the Southwest One Quarter, and the West One Half of the Southeast One Quarter, Government Lots 3 and 4 and the portion of Government Lot 2 lying in Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23

In Section 2, the South One Half of the Northwest One Quarter, the South One Half and Government Lots 3 and 4, and;

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In Section 3, the South One Half of the Northeast One Quarter, the Southeast One Quarter of the Northwest One Quarter and Government Lots 1, 2, 3 and 4, and;

In Section 4, the Southeast One Quarter of the Northeast One Quarter and Government Lots 1 and 4, and;

In Section 5, the South One Half of the Northeast One Quarter and Government Lots 1 and 2, and;

In Section 7, the Southwest One Quarter of the Southeast One Quarter, and;

In Section 8, the Southeast One Quarter of the Southeast One Quarter, and;

In Section 9, the Northwest One Quarter, the South One Half, the North One Half of the Northeast One Half and the Southwest One Quarter of the Northeast One Quarter, and;

In Section 10, the Southwest One Quarter, and;

In Section 11, the North One Half of the Northeast One Quarter, and;

In Section 12, the South One Half, the West One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the East One Half of the Northeast One Quarter and the Southwest One Quarter of the Northeast One Quarter,

Except, from the Southwest One Quarter of the Southwest One Quarter of said Section 12, a one acre parcel for a school house lot reserved in Sheriff's Deed recorded under Instrument No. 143440 in Book 183 of Deeds, page 171.

In Section 13, the North One Half, the Southeast One Quarter and the North One Half of the Southwest One Quarter, and;

In Section 24, the North One Half of the Northeast One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 6, all portions which lie within Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23.

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And except that portion conveyed to the State of Idaho by deed recorded under Instrument No. 191535 in Book 235 of Deeds, Page 542. **And except** that portion conveyed to the State of Idaho by deed recorded under Instrument No. 8514764.

In Section 8, those portions of the Southwest One Quarter and the Southwest one Quarter of the Southeast One Quarter lying in Ada County, and;

In Section 17, the Northeast One Quarter of the Northwest One Quarter and those portions of the North One Half of the Northeast One Quarter lying in Ada County, and;

In Section 22, all portions which lie within Ada County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the East One Half of the Southeast One Quarter.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

PARCEL 1

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 2

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 3

The NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

ADDITIONAL PROPERTY (135 Ac)

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$;

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$;

That portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying Easterly of the centerline of Willow Creek Road, more particularly described as follows:

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COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 00°16'27" East, 1314.67 feet to the Northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence along the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 89°57'12" East, 204.11 feet to said centerline of Willow Creek Road and the POINT OF BEGINNING;
Thence continuing along said North line, North 89°57'12" East, 1125.05 feet to the Northeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence along the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 00°11'40" West, 1315.16 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;
Thence along the South line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 89°58'31" West, 457.01 feet to said centerline;
Thence along said centerline, North 00°09'34" West, 210.77 feet to a curve;
Thence along the arc of said curve to the left, having a radius 720.00 feet, a central angle of 37°27'17", and being subtended by a chord, which bears North 18°53'13" West, 462.33 feet;
Thence North 37°36'51" West, 841.06 feet to the POINT OF BEGINNING;
All in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

Said property being previously described as:

That portion of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ and of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho, lying Easterly of the Easterly line of Willow Creek Road.

IT IS FURTHER ORDERED that one certified copy of this Order be transmitted to the
Board of Ada County Commissioners

DATED this 15th day of July, 2008.

Board of Eagle Fire Protection District Commissioners

By: Gary Stillwell Chairman
Gary Stillwell, Chairman

By: William J. Stone
William Stone

By: Steve Guerber
Steve Guerber, Commissioner

ATTEST:

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Secretary

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Idaho Statesman

P.O. Box 40, Boise, Idaho 83707-0040

LEGAL ADVERTISING PROOF OF PUBLICATION

Account #	DT#	Identification	Amount:
118811	368038	LEGAL NOTICE NOTICE OF PUBLIC HEARING	\$950.60
Attention:	P.O. #	Run Dates	
DAN FRIEND		JUNE 30, 2008	
EAGLE FIRE PROTECTION DISTRICT 966 E IRON EAGLE DR EAGLE, ID 83616		Number of Lines	5 X 197
		Affidavit	Legal #
		1	

JANICE HILDRETH, being duly sworn, deposes and says: That she is the Principal Clerk of *The Idaho Statesman*, a daily newspaper printed and published at Boise, Ada County, State of Idaho, and having a general circulation therein, and which said newspaper has been continuously and uninterruptedly published in said County during a period of twelve consecutive months prior to the first publication of the notice, a copy of which is attached hereto: that said notice was published in *The Idaho Statesman*, in conformity with Section 60-108, Idaho Code, as amended, for:

ONE

☐ consecutive weekly ☒ single
☐ consecutive daily ☐ odd skip
insertion(s)

beginning issue of: JUNE 30, 2008
ending issue of: JUNE 30, 2008

Janice Hildreth

STATE OF IDAHO)

.ss

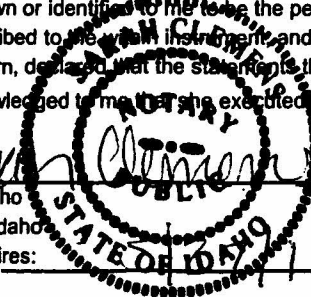
COUNTY OF ADA)

On this 30 day of JUNE in the year of 2008
before me, a Notary Public, personally appeared before me
Janice Hildreth known or identified to me to be the person
whose name subscribed to the within instrument, and being
by me first duly sworn, declared that the statements therein
are true, and acknowledged to me that she executed the same.

Notary Public for Idaho

Residing at: Boise, Idaho

My Commission expires:



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**LEGAL NOTICE
NOTICE OF PUBLIC HEARING**

Eagle Fire Protection District's Board of Commissioners hereby gives notice of a public hearing on Tuesday, July 15, 2008 at 6:00 p.m. at 966 E. Iron Eagle Drive, Eagle, Idaho, pursuant to section 31-1411 of Idaho Code. The hearing is to consider the Petition for annexation of properties belonging to SunCor Idaho, Inc. The Petitioner requests that said petition be granted and that the property described therein be annexed into the fire district.

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, those portions of Government Lot 1, the South One Half of the Northeast One Quarter lying in Ada County, the West One Half of the Southeast One Quarter and the Southeast One Quarter of the Southwest One Quarter

In Section 3, the East One Half of the southwest One Quarter and the Southeast One Quarter and;

In Section 4, the South One Half and the South One Half of the Northwest One Quarter and;

In Section 5, the Northeast One Quarter of the Southeast One Quarter and;

In Section 8, the South One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter and;

In Section 10, the Southeast One Quarter of the Northeast One Quarter, and;

In Section 11, the South One Half of the Northwest One Quarter, and;

In Section 12, the Northeast One Quarter of the Northwest One Quarter and the Northwest One Quarter of the Northeast One Quarter, and;

In Section 17, the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 21, all the portions which lie within the Northwest One Quarter of the Northeast One Quarter of Ada County;

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Except that portion conveyed to Ada County for Healy Toll Road by deed recorded under Instrument Number 19780 in Book 74 of Deeds, Page 254, records of Ada County, Idaho

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the South One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter, the Southwest One Quarter of the Southwest One Quarter, and the West One Half of the Southeast One Quarter, Government Lots 3 and 4 and the portion of Government Lot 2 lying in Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23

In Section 2, the South One Half of the Northwest One Quarter, the South One Half and Government Lots 3 and 4, and;

In Section 3, the South One Half of the Northeast One Quarter, the Southeast One Quarter of the Northwest One Quarter and Government Lots 1, 2, 3 and 4, and;

In Section 4, the Southeast One Quarter of the Northeast One Quarter and Government Lots 1 and 4, and;

In Section 5, the South One Half of the Northeast One Quarter and Government Lots 1 and 2, and;

In Section 7, the Southwest One Quarter of the Southeast One Quarter, and;

In Section 8, the Southeast One Quarter of the Southeast One Quarter, and;

In Section 9, the Northwest One Quarter, the South One Half, the North One Half of the Northeast One Half and the Southwest One Quarter of the Northeast One Quarter, and;

In Section 10, the Southwest One Quarter, and;

In Section 11, the North One Half of the Northeast One Quarter, and;

In Section 12, the South One Half, the West One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the East One Half of the Northeast One Quarter and the Southwest One Quarter of the Northeast One Quarter,

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Except, from the Southwest One Quarter of the Southwest One Quarter of said Section 12, a one acre parcel for a school house lot reserved in Sheriff's Deed recorded under Instrument No. 143440 in Book 183 of Deeds, page 171.

In Section 13, the North One Half, the Southeast One Quarter and the North One Half of the Southwest One Quarter, and;

In Section 24, the North One Half of the Northeast One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 6, all portions which lie within Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23.

And except that portion conveyed to the State of Idaho by deed recorded under Instrument No. 191535 in Book 235 of Deeds, Page 542. **And except** that portion conveyed to the State of Idaho by deed recorded under Instrument No. 8514764.

In Section 8, those portions of the Southwest One Quarter and the Southwest one Quarter of the Southeast One Quarter lying in Ada County, and;

In Section 17, the Northeast One Quarter of the Northwest One Quarter and those portions of the North One Half of the Northeast One Quarter lying in Ada County, and;

In Section 22, all portions which lie within Ada County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the East One Half of the Southeast One Quarter.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

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AND ALSO

PARCEL 1

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 2

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 3

The NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

ADDITIONAL PROPERTY (135 Ac)

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$;

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$;

That portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying Easterly of the centerline of Willow Creek Road, more particularly described as follows:

COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 00°16'27" East, 1314.67 feet to the Northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 89°57'12" East, 204.11 feet to said centerline of Willow Creek Road and the POINT OF BEGINNING;

Thence continuing along said North line, North 89°57'12" East, 1125.05 feet to the Northeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 00°11'40" West, 1315.16 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the South line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 89°58'31" West, 457.01 feet to said centerline;

Thence along said centerline, North 00°09'34" West, 210.77 feet to a curve;

Thence along the arc of said curve to the left, having a radius 720.00 feet, a central angle of 37°27'17", and being subtended by a chord, which bears North 18°53'13" West, 462.33 feet;

Thence North 37°36'51" West, 841.06 feet to the POINT OF BEGINNING;

All in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

Said property being previously described as:

That portion of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ and of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho, lying Easterly of the Easterly line of Willow Creek Road.

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A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 1, the portions of the Northeast One Quarter which lie within Boise County including Governments Lots 1 and 2, and;

AND ALSO

A tract of land located in Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 7, the East One Half of the Southwest One Quarter, and Government Lots 3, 4, 10, and 11, and;

A parcel of land situated in the Southeast One Quarter of the Southeast quarter of Section 17, Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho, as shown on the Record of Survey filed under Instrument No. 167338 in the Office of the Boise County Recorder, Idaho City, Idaho, said parcel being described as follows:

Beginning at an iron pin with an aluminum cap marking the Southeast corner of said Section 17,

Thence along the East boundary of said Section 17 North $00^{\circ}33'29''$ East a distance of 595.84 feet to a point on a curve on the Easterly right of way boundary of old Highway 55, FAP F 129-(13),

Thence along the said Easterly right of way boundary along the arc of a curve to the right having a radius of 722.96 feet, a central angle of $06^{\circ}37'36''$, a length of 83.62 feet and a long chord which bears South $29^{\circ}27'18''$ West a distance of 83.57 feet to a point of spiral curve,

Thence continuing along the arc of a spiral curve to the right having a long chord which bears South $37^{\circ}37'26''$ West a distance of 169.50 feet to a point of tangent;

Thence South $40^{\circ}16'06''$ West a distance of 220.75 feet to a point of spiral curve,

Thence continuing along the arc of a spiral curve to the left having a long chord which bears South $37^{\circ}56'40''$ West a distance of 130.15 feet to a point of curve,

Thence continuing along the arc of a curve to the left having a radius of 419.52 feet, a central angle of $17^{\circ}08'36''$, a length of 125.52 feet and a long chord which bears South $24^{\circ}09'05''$ West a distance of 125.06 feet to a point on the South boundary of said Section 17,

Thence along the said South boundary, South $89^{\circ}30'00''$ East a distance of 412.67 feet, to the point of beginning.

In Section 18, the West One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter and Government Lots 1, 2, 3 and 4, and;

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TECHNICAL SUPPORT

In Section 19, the Southeast One Quarter, the South One Half of the Northeast One Quarter and the Southwest One Quarter, and;

All of Section 20, **Except** that portion thereof lying within the following:

A tract of land situated in the Northeast quarter of Section 20 and the Southeast quarter of the Southeast quarter of Section 17, all in Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho, said tract being described as follows:

Commencing at a steel pin set to mark the Southwest corner of said Section 17,

Thence along the Southerly line of said Section 17 South 89°10'42" East a distance of 2624.35 feet to a found stone monumenting the South quarter corner of said Section 17;

Thence continuing along the Southerly line of said Section 17 South 89°30'00" East a distance of 1279.86 feet to a steel pin, said steel pin being the point of beginning;

Thence leaving the Southerly line of said Section 17 and following an existing fence South 00°01'36" West a distance of 1397.07 feet to a steel pin on the Westerly right of way of old Highway 55,

Thence following the Westerly right of way of old Highway 55 the following courses and distances:

Thence North 00°00'00" East a distance of 152.83 feet along the arc of a non-tangent circular curve to the right, said curve having a radius of 722.96 feet, a central angle of 12°06'43", a chord bearing of North 53°01'44" East and a chord distance of 152.54 feet to a steel pin,

Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 63°56'27" East and chord distance of 169.52 feet to a right-of-way monument;

Thence North 66°35'06" East a distance of 83.38 feet to a right-of-way monument;

Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 64°29'08" East and chord distance of 132.25 feet to a steel pin,

Thence North 00°00'00" East a distance of 641.23 feet along the arc of a circular curve to the left, said curve having a radius of 486.62 feet, a central angle of 75°30'00", a chord bearing of North 22°05'06" East and a chord distance of 395.83 feet to a steel pin,

Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 20°18'55" West and a chord distance of 132.23 feet to a right-of-way monument,

Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 19°45'14" West and a chord distance of 169.62 feet to a steel pin,

Thence North 00°00'00" West a distance of 302.58 feet along the arc of a circular curve to the right, said curve having a radius of 719.52 feet, a

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central angle of 24°05'40", a chord bearing of North 02°49'21" West and a chord distance of 300.35 feet to a point,

Thence North 00°00'00" East a distance of 295.09 feet along the arc of a circular curve to the right, said curve having a radius of 719.52 feet, a central angle of 23°29'54", a chord bearing of North 20°58'26" East and a chord distance of 293.03 feet to a steel pin,

Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 37°36'26" East and a chord distance of 169.62 feet to a right of way monument;

Thence North 40°16'06" East a distance of 220.75 feet to a steel pin,

Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 37°57'25" East and a chord distance of 130.27 feet to a steel pin,

Thence North 00°00'00" East a distance of 303.89 feet along the arc of a circular curve to the left, said curve having a radius of 422.96 feet, a central angle of 41°10'00", a chord bearing of North 12°11'06" East and a chord distance 297.40 feet to a steel pin,

Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 13°35'13" West and a chord distance of 130.27 feet to a right-of-way monument,

Thence North 15°53'54" West a distance of 2.38 feet to a right-of-way monument,

Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 13°15'14" West and a chord distance of 169.50 feet to a steel pin,

Thence North 00°00'00" West a distance of 43.29 feet along the arc of a circular curve to the right, said curve having a radius of 722.96 feet, a central angle of 03°25'52", a chord bearing of North 06°40'58" West and a chord distance of 43.29 feet to a point on the Northerly line of the Southeast quarter of the Southeast Quarter of said Section 17,

Thence leaving said Westerly right-of-way and following the Northerly line of the Southeast quarter of the Southeast quarter of said Section 17 North 89°20'25" West a distance of 981.45 feet to a steel pin monumenting the Northwest corner of the said Southeast One Quarter of the Southeast One Quarter,

Thence along the Easterly line of the said Southeast One Quarter of the Southeast One Quarter South 00°14'18" West a distance of 1313.12 feet to a steel pin monumenting the Southeast corner of the Southeast One Quarter of the Southeast One Quarter,

Thence North 89°30'00" West a distance of 7.16 feet to a steel pin, said pin being the point of beginning.

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And Except that portion conveyed to the State of Idaho by the Deed recorded under Instrument No. 126533.

In Section 21, the Northwest One Quarter of the Northwest One Quarter, and;

In Section 28, the North One Half, the North One Half of the South One Half and the Southeast One Quarter of the Southeast One Quarter, and;

All portions of Section 29, **Except** those portions conveyed to the State of Idaho by the Deeds recorded under Instrument No's 116461 and 126533.

All portions of Section 30, **Except** that portion thereof conveyed to the State of Idaho by the Deed recorded under Instrument No. 116461.

In Section 31, the East One Half, the East One Half of the Southwest One Quarter, the East One Half of the Northwest One Quarter, and Government Lots 2, 3, and 4, **Except** that portion conveyed to the State of Idaho by the Deed recorded under Instrument No. 116461.

In Section 32, the North One Half, the Southwest One Quarter, the North One Half of the Southeast One Quarter and the Southwest One Quarter of the Southeast One Quarter, and;

In Section 33, the West One Half of the West One Half, and the Southeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 4, Government Lots 1, 2 and 3, the South One Half of the Northeast One Quarter, the Southwest One Quarter and the South One Half of the Northwest One Quarter, and ;

In Section 5, Government Lots 2, 3 and 4, the South One Half of the North One Half and the South One Half, and ;

In Section 6, all portions which lie within Boise County including but not limited to that portion of abandoned highway right of way as evidenced by Instrument No. 134123, **Except** those portions conveyed for road right-of-way by deeds recorded under Instrument Numbers 46769 and 116461.

In Section 7, all portions which lie within Boise County, and;

In Section 8, the North One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the South One Half of the Northeast One Quarter, the Northeast One Quarter of the Northeast One Quarter, the East One Half of the Southeast One Quarter, those portions of the Southwest One Quarter of the Southeast One Quarter and the Southwest One Quarter lying in Boise County, and;

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In Section 9, the North One Half of the Northwest One Quarter and the West One Half of the Northeast One Quarter, and;

In Section 15, the South One Half of the Southwest One Quarter, and;

In Section 16, the Southeast One Quarter of the Southeast One Quarter, and;

In Sections 17, those portions of the North One Half of the Northeast One Quarter which lie within Boise County, and;

In Sections 21 and 22, all those portions which lie within Boise County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

A tract of land located in Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho described as follows:

In Section 12, Lots 1, 2, 3, 4, 5, and 6, and;

In Section 13, Lots 1, 2, 3, 4, 5, 6, 7, and 8, the Southeast One Quarter, the East One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter, and;

In Section 14, Lots 5 and 6, **except** any portion of the Independence and Santiago Mines, and;

In Section 22, the Southeast One Quarter, the North One Half of the Southwest One Quarter and the Southeast One Quarter of the Southwest One Quarter, and;

In Section 23; lots 2, 3, 5 and 6, **except** any portion of the Independence and Santiago Mines, the Southeast One Quarter, the Southwest One Quarter, and the Southeast One Quarter of the Northwest One Quarter, and;

All portions of Sections 24, 25, and 26;

In Section 27, the East One Half, the East One Half of the West One Half and the Southwest One Quarter of the Southwest one Quarter, and;

In Section 28, the Southeast One Quarter and the Southeast One Quarter of the Northeast One Quarter, and;

In Section 33, the East One Half, and;

In Section 34, the Northeast One Quarter, the South One Half, the South One Half of the Northwest One Quarter and the Northeast One Quarter of the Northwest One Quarter, and;

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In Section 35, the North One Half, and the Southwest One Quarter;

In Section 36, the South one Half of the Southeast One Quarter and the Northeast One Quarter of the Southeast One Quarter, and;

Except the portions lying within the following 3 Legal Descriptions:

A tract of land situated in portions of Sections 13, 14, 23, and 24, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho, described as follows:

Re: Amended Record of Survey filed as Instrument No. 170762, records of Gem County, Idaho.

Commencing at the section corner common to Sections 13, 14, 23, and 24, Township 6 North, Range 1 East, marked by a found 5/8" iron pin and aluminum cap monument stamped P.L.S. 4108;

Thence South 57°06'16" West, a distance of 656.51 feet to the Northeast corner of the Santiago Claim of the Black Pearl Group marked by a found 5/8" iron pin P.L.S. 4108 and the real point of beginning;

Thence along the Northeast boundary of the Santiago and the Easterly boundary of the Independence and the Deserter Claims of the Black Pearl Group the following courses and distances:

Thence North 79°40'40" West, a distance of 629.68 feet to a found 5/8" iron pin P.L.S. 4108,

Thence North 07°38'56" West, a distance of 598.85 feet to a found 5/8" iron pin P.L.S. 4108,

Thence North 21°58'55" West, a distance of 696.95 feet to the Northeast corner of the Deserter Claim of the Black Pearl Group marked by a found 5/8" iron pin P.L.S. 4108;

Thence leaving the Black Pearl Group, South 79°44'14" East, a distance of 2273.98 feet to a set 5/8" iron pin P.L.S. 4108,

Thence South 19°13'10" West, a distance of 1806.00 feet to a set 5/8" iron pin P.L.S. 4108,

Thence North 78°09'12" West, a distance of 829.25 feet to the Southeast corner of the Santiago Claim of the Black Pearl Group,

Thence North 12°20'33" East, a distance of 601.51 feet, along the Easterly boundary line of the Santiago Claim to the real point of beginning.

AND

The following described portion of Deserter, Independence and Santiago Mining Claims:

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Beginning at the Southwest corner of the Southeast One Quarter of the Southeast One Quarter of Section 14, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho;

Thence south 0°0'00", a distance of 800.1 feet

Thence South 78°12'00" East, a distance of 227.3 feet

Thence South 85°57'00" East, a distance of 213.67 feet

Thence South 8°50'00" West, a distance of 28.85 feet

Thence South 78°12'00" East, a distance of 216.88 feet,

Thence North 12°22'00" East a distance of 600 feet

Thence North 79°49'00" West, a distance of 631.1 feet

Thence North 7°30'00" West, a distance of 600 feet,

Thence North 21°52'00" West, a distance of 194.4 feet,

Thence South 0°0'00", a distance 538.4 feet to the real point of beginning.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND

That portion of the Southeast ¼ of Section 14, and the Northeast ¼ of Section 23, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho, described as follows:

Commencing at the northeast corner of the Northeast ¼ of Section 23, Township 6 North, Range 1 East, Boise Meridian;

Thence North 89°59'59" West, 474.13 feet, along the north line of said Northeast ¼, **to the Point of Beginning**;

Thence continuing North 89°59'59" West, 728.35 feet, along said north line, to a point on the west line of the Trade Dollar Lode (Mineral Survey No. 2800);

Thence North 07°15'09" West, 361.75 feet, along said west line, to the northwest corner of said Trade Dollar Lode;

Thence South 12°44'55" West, 1149.39 feet to a point on the south line of the Santiago Lode (Mineral Survey No. 2800);

Thence South 77°44'52" East, 405.29 feet, along said south line, to a point on the north line of the San Francisco Lode (Mineral Survey No. 2391);

Thence South 85°32'42" East, 212.34 feet, along the said north line, to the northeast corner thereof;

Thence South 08°47'22" West 28.86 feet, along the east line of said San Francisco Lode, to a point on the south line of said Santiago Load;

Thence South 77°44'52" East, 216.75 feet, along said south line to the southeast corner of said Santiago Lode;

Thence North 12°44'55" East, 962.96 feet, along the east line of said Santiago Load and the northerly prolongation thereof, to the **Point of Beginning**.

By Order of

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Gary Stillwell
Commissioner

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SPECIAL MEETING
BOARD OF COMMISSIONERS
EAGLE FIRE PROTECTION DISTRICT

DATE, TIME AND PLACE

A Special Meeting of the Eagle Fire Protection District was called to order by Chairman Gary Stillwell at 6:05 p.m., July 15, 2008 at Eagle Fire Station #1, 966 E. Iron Eagle Dr.

ATTENDANCE

Fire Commissioners present: Steve Guerber and Gary Stillwell; Staff present: Dan Friend and Mark Rabdau.

Chairman Stillwell opened the Public Hearing on an Annexation Request from SunCor for the remaining Avimor property into the Eagle Fire Protection District.

Chief Friend explained the annexation area on maps and the process for annexing in Ada County and the process for annexing territory in Boise and Gem Counties.

Mark Rabdau spoke in favor of the annexation.

There was no one else present to testify and the District has received no written comments on the annexation.

Chairman Stillwell closed the Public Hearing.

Discussion: Chairman Stillwell expressed the desire to have no added cost to the remainder of the Eagle Fire District residents by this annexation and the Avimor Planned Community. The Development Agreement between Eagle Fire District and Avimor needs to clearly place the expense of land, construction of a fire station, purchase of a fire engine and equipment on the Developer.

Steve Guerber moved to annex the SunCor property, also known as Avimor into the Eagle Fire Protection District; second by Gary Stillwell; motion passed.

Steve Guerber moved to adjourn; second by Gary Stillwell; motion carried.

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SunCor Idaho, Inc.
485 East Riverside Drive
Suite 300
Eagle, Idaho 83616

Tel 208.939.0343
Fax 208.939.9972

www.suncorID.com

the art of place

June 24, 2008

Dan Friend, Fire Chief
Eagle Fire Protection District
966 East Iron Eagle Drive
Eagle, ID 83616

RE: Annexation of remaining Avimor property into Eagle Fire Protection District

Dear Chief Friend:

By this letter we hereby petition the Eagle Fire Protection District to annex the balance of the "Avimor" property (approximately 22,000 acres) into the Eagle Fire Protection District. The owner of the property in issue is First American Title Insurance Company, the Trustee of the Subdivision Trust Agreement, dated October 8, 2002, involving the subject property. We enclose a request for annexation from First American Title Company along with Exhibits "A," "B," "C," and "D", which contain legal descriptions and a graphic showing the property to be annexed.

If you need any additional information, please do not hesitate to contact me or Roberta Stewart of my office. Thank you for your consideration of this matter.

Sincerely,

A handwritten signature in black ink, appearing to read "Dan Richter", is written over a horizontal line.

Dan Richter
President, SunCor Idaho, Inc.

Encl.

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*First American
Title Company*

9465 W EMERALD SUITE 260
BOISE, ID 83704

April 29, 2008

Dan Friend, Fire Chief
Eagle Fire Protection District
966 East Iron Eagle Drive
Eagle, ID 83616

RE: Annexation of Avimor property into Eagle Fire Protection District

Dear Chief Friend:

In conjunction with the petition of Suncor Idaho, Inc., to annex the balance of the Avimor property into the Eagle Fire Protection District, we hereby submit the following:


First American Title Insurance Company, A California Corporation (the "Trustee"), is the Trustee of the Dual Beneficiary Trust created pursuant to the Subdivision Trust Agreement dated October 8, 2003, as amended. The Trustee holds certain property in trust for the benefit of SunCor Idaho, Inc., and other beneficiaries of the Subdivision Trust. The Trustee, in conjunction with SunCor Idaho, Inc., hereby requests annexation of the property described in Exhibits "A", "B", "C" and "D" into the Eagle Fire Protection District and grants its consent to the annexation of the Property.

Please be advised that a representative of SunCor Idaho will be responsible for addressing any questions that the Eagle Fire Protection District may have with respect to this Petition. Please direct all inquiries and comments to the following:

Dan Richter, President of SunCor Idaho, Inc.
485 E. Riverside Drive, Suite 300,
Eagle ID 83616.
(208) 939-0343

Thank you for your kind attention to this matter.

Sincerely,


First American Title Insurance Company, Trustee
for the Subdivision Trust Agreement, dated October
8, 2003

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EXHIBITS

The following exhibits are submitted in support of the Petition of SunCor Idaho, Inc., and First American Title Insurance Company to annex the remaining balance of the Avimor Planned Community into the Eagle Fire Protection District:

- A. Legal Description for property located in Ada County**
- B. Legal Description for property located in Boise County**
- C. Legal Description for property located in Gem County**
- D. Graphic showing property to be annexed**

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EXHIBIT "A"

Legal Description of Avimor Property – Ada County

ADA COUNTY:

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, those portions of Government Lot 1, the South One Half of the Northeast One Quarter lying in Ada County, the West One Half of the Southeast One Quarter and the Southeast One Quarter of the Southwest One Quarter

In Section 3, the East One Half of the southwest One Quarter and the Southeast One Quarter and;

In Section 4, the South One Half and the South One Half of the Northwest One Quarter and;

In Section 5, the Northeast One Quarter of the Southeast One Quarter and;

In Section 8, the South One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter and;

In Section 10, the Southeast One Quarter of the Northeast One Quarter, and;

In Section 11, the South One Half of the Northwest One Quarter, and;

In Section 12, the Northeast One Quarter of the Northwest One Quarter and the Northwest One Quarter of the Northeast One Quarter, and;

In Section 17, the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 21, all the portions which lie within the Northwest One Quarter of the Northeast One Quarter of Ada County;

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Except that portion conveyed to Ada County for Healy Toll Road by deed recorded under Instrument Number 19780 in Book 74 of Deeds, Page 254, records of Ada County, Idaho

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the South One Half of the Northwest One Quarter, the North One Half of the Southwest One Quarter, the Southwest One Quarter of the Southwest One Quarter, and the West One Half of the Southeast One Quarter, Government Lots 3 and 4 and the portion of Government Lot 2 lying in Ada Couty,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23

In Section 2, the South One Half of the Northwest One Quarter, the South One Half and Government Lots 3 and 4, and;

In Section 3, the South One Half of the Northeast One Quarter, the Southeast One Quarter of the Northwest One Quarter and Government Lots 1, 2, 3 and 4, and;

In Section 4, the Southeast One Quarter of the Northeast One Quarter and Government Lots 1 and 4, and;

In Section 5, the South One Half of the Northeast One Quarter and Government Lots 1 and 2, and;

In Section 7, the Southwest One Quarter of the Southeast One Quarter, and;

In Section 8, the Southeast One Quarter of the Southeast One Quarter, and;

In Section 9, the Northwest One Quarter, the South One Half, the North One Half of the Northeast One Half and the Southwest One Quarter of the Northeast One Quarter, and;

In Section 10, the Southwest One Quarter, and;

In Section 11, the North One Half of the Northeast One Quarter, and;

In Section 12, the South One Half, the West One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the East One

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Half of the Northeast One Quarter and the Southwest One Quarter of the Northeast One Quarter,

Except, from the Southwest One Quarter of the Southwest One Quarter of said Section 12, a one acre parcel for a school house lot reserved in Sheriff's Deed recorded under Instrument No. 143440 in Book 183 of Deeds, page 171.

In Section 13, the North One Half, the Southeast One Quarter and the North One Half of the Southwest One Quarter, and;

In Section 24, the North One Half of the Northeast One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 6, all portions which lie within Ada County,

Except that portion conveyed to the State of Idaho for public road by deed recorded under Instrument No. 127565 in Book 182 of Deeds, Page 23.

And except that portion conveyed to the State of Idaho by deed recorded under Instrument No. 191535 in Book 235 of Deeds, Page 542. **And except** that portion conveyed to the State of Idaho by deed recorded under Instrument No. 8514764.

In Section 8, those portions of the Southwest One Quarter and the Southwest one Quarter of the Southeast One Quarter lying in Ada County, and;

In Section 17, the Northeast One Quarter of the Northwest One Quarter and those portions of the North One Half of the Northeast One Quarter lying in Ada County, and;

In Section 22, all portions which lie within Ada County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND ALSO

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Ada County, Idaho described as follows:

In Section 1, the East One Half of the Southeast One Quarter.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

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TECHNICAL SUPPORT

AND ALSO

PARCEL 1

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$, the W $\frac{1}{2}$ of the SE $\frac{1}{4}$, and the NE $\frac{1}{4}$ of the SE $\frac{1}{4}$ of Section 8, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 2

The SE $\frac{1}{4}$ of the NE $\frac{1}{4}$ of Section 9, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

PARCEL 3

The NE $\frac{1}{4}$ and the N $\frac{1}{2}$ of the SE $\frac{1}{4}$ of Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

ADDITIONAL PROPERTY (135 Ac)

The S $\frac{1}{2}$ of the SE $\frac{1}{4}$;

The SE $\frac{1}{4}$ of the SW $\frac{1}{4}$;

That portion of the SW $\frac{1}{4}$ of the SW $\frac{1}{4}$ lying Easterly of the centerline of Willow Creek Road, more particularly described as follows:

COMMENCING at the Southwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the West line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 00°16'27" East, 1314.67 feet to the Northwest corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the North line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, North 89°57'12" East, 204.11 feet to said centerline of Willow Creek Road and the POINT OF BEGINNING;

Thence continuing along said North line, North 89°57'12" East, 1125.05 feet to the Northeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the East line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 00°11'40" West, 1315.16 feet to the Southeast corner of said SW $\frac{1}{4}$ SW $\frac{1}{4}$;

Thence along the South line of said SW $\frac{1}{4}$ SW $\frac{1}{4}$, South 89°58'31" West, 457.01 feet to said centerline;

Thence along said centerline, North 00°09'34" West, 210.77 feet to a curve;

Thence along the arc of said curve to the left, having a radius 720.00 feet, a central angle of 37°27'17", and being subtended by a chord, which bears North 18°53'13" West, 462.33 feet;

Thence North 37°36'51" West, 841.06 feet to the POINT OF BEGINNING;

All in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho.

Said property being previously described as:

That portion of the S $\frac{1}{2}$ of the SE $\frac{1}{4}$ and of the S $\frac{1}{2}$ of the SW $\frac{1}{4}$ in Section 17, Township 5 North, Range 1 East, Boise Meridian, in Ada County, Idaho, lying Easterly of the Easterly line of Willow Creek Road.

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EXHIBIT "B"

Legal Description of Avimor Property – Boise County

BOISE COUNTY

A tract of land located in Township 5 North, Range 1 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 1, the portions of the Northeast One Quarter which lie within Boise County including Governments Lots 1 and 2, and;

AND ALSO

A tract of land located in Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 7, the East One Half of the Southwest One Quarter, and Government Lots 3, 4, 10, and 11, and;

A parcel of land situated in the Southeast One Quarter of the Southeast quarter of Section 17, Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho, as shown on the Record of Survey filed under Instrument No. 167338 in the Office of the Boise County Recorder, Idaho City, Idaho, said parcel being described as follows:

Beginning at an iron pin with an aluminum cap marking the Southeast corner of said Section 17,

Thence along the East boundary of said Section 17 North $00^{\circ}33'29''$ East a distance of 595.84 feet to a point on a curve on the Easterly right of way boundary of old Highway 55, FAP F 129-(13),

Thence along the said Easterly right of way boundary along the arc of a curve to the right having a radius of 722.96 feet, a central angle of $06^{\circ}37'36''$, a length of 83.62 feet and a long chord which bears South $29^{\circ}27'18''$ West a distance of 83.57 feet to a point of spiral curve,

Thence continuing along the arc of a spiral curve to the right having a long chord which bears South $37^{\circ}37'26''$ West a distance of 169.50 feet to a point of tangent;

Thence South $40^{\circ}16'06''$ West a distance of 220.75 feet to a point of spiral curve,

Thence continuing along the arc of a spiral curve to the left having a long chord which bears South $37^{\circ}56'40''$ West a distance of 130.15 feet to a point of curve,

Thence continuing along the arc of a curve to the left having a radius of 419.52 feet, a central angle of $17^{\circ}08'36''$, a length of 125.52 feet and a

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long chord which bears South 24°09'05" West a distance of 125.06 feet to a point on the South boundary of said Section 17,
Thence along the said South boundary, South 89°30'00" East a distance of 412.67 feet, to the point of beginning.

In Section 18, the West One Half of the Northeast One Quarter, the East One Half of the Northwest One Quarter, the Northeast One Quarter of the Southwest One Quarter and Government Lots 1, 2, 3 and 4, and;

In Section 19, the Southeast One Quarter, the South One Half of the Northeast One Quarter and the Southwest One Quarter, and;

All of Section 20, **Except** that portion thereof lying within the following:

A tract of land situated in the Northeast quarter of Section 20 and the Southeast quarter of the Southeast quarter of Section 17, all in Township 6 North, Range 2 East, Boise Meridian, Boise County, Idaho, said tract being described as follows:

Commencing at a steel pin set to mark the Southwest corner of said Section 17,

Thence along the Southerly line of said Section 17 South 89°10'42" East a distance of 2624.35 feet to a found stone monumenting the South quarter corner of said Section 17;

Thence continuing along the Southerly line of said Section 17 South 89°30'00" East a distance of 1279.86 feet to a steel pin, said steel pin being the point of beginning;

Thence leaving the Southerly line of said Section 17 and following an existing fence South 00°01'36" West a distance of 1397.07 feet to a steel pin on the Westerly right of way of old Highway 55,

Thence following the Westerly right of way of old Highway 55 the following courses and distances:

Thence North 00°00'00" East a distance of 152.83 feet along the arc of a non-tangent circular curve to the right, said curve having a radius of 722.96 feet, a central angle of 12°06'43", a chord bearing of North 53°01'44" East and a chord distance of 152.54 feet to a steel pin,

Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 63°56'27" East and chord distance of 169.52 feet to a right-of-way monument;

Thence North 66°35'06" East a distance of 83.38 feet to a right-of-way monument;

Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 64°29'08" East and chord distance of 132.25 feet to a steel pin,

Thence North 00°00'00" East a distance of 641.23 feet along the arc of a circular curve to the left, said curve having a radius of 486.62 feet, a

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central angle of 75°30'00", a chord bearing of North 22°05'06" East and a chord distance of 395.83 feet to a steel pin,
Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 20°18'55" West and a chord distance of 132.23 feet to a right-of-way monument,
Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 19°45'14" West and a chord distance of 169.62 feet to a steel pin,
Thence North 00°00'00" West a distance of 302.58 feet along the arc of a circular curve to the right, said curve having a radius of 719.52 feet, a central angle of 24°05'40", a chord bearing of North 02°49'21" West and a chord distance of 300.35 feet to a point,
Thence North 00°00'00" East a distance of 295.09 feet along the arc of a circular curve to the right, said curve having a radius of 719.52 feet, a central angle of 23°29'54", a chord bearing of North 20°58'26" East and a chord distance of 293.03 feet to a steel pin,
Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 37°36'26" East and a chord distance of 169.62 feet to a right of way monument;
Thence North 40°16'06" East a distance of 220.75 feet to a steel pin,
Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 37°57'25" East and a chord distance of 130.27 feet to a steel pin,
Thence North 00°00'00" East a distance of 303.89 feet along the arc of a circular curve to the left, said curve having a radius of 422.96 feet, a central angle of 41°10'00", a chord bearing of North 12°11'06" East and a chord distance 297.40 feet to a steel pin,
Thence along the arc of a spiral curve to the left, said spiral having a long chord bearing of North 13°35'13" West and a chord distance of 130.27 feet to a right-of-way monument,
Thence North 15°53'54" West a distance of 2.38 feet to a right-of-way monument,
Thence along the arc of a spiral curve to the right, said spiral having a long chord bearing of North 13°15'14" West and a chord distance of 169.50 feet to a steel pin,
Thence North 00°00'00" West a distance of 43.29 feet along the arc of a circular curve to the right, said curve having a radius of 722.96 feet, a central angle of 03°25'52", a chord bearing of North 06°40'58" West and a chord distance of 43.29 feet to a point on the Northerly line of the Southeast quarter of the Southeast Quarter of said Section 17,
Thence leaving said Westerly right-of-way and following the Northerly line of the Southeast quarter of the Southeast quarter of said Section 17 North 89°20'25" West a distance of 981.45 feet to a steel pin monumenting the Northwest corner of the said Southeast One Quarter of the Southeast One Quarter,

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Thence along the Easterly line of the said Southeast One Quarter of the Southeast One Quarter South 00°14'18" West a distance of 1313.12 feet to a steel pin monumenting the Southeast corner of the Southeast One Quarter of the Southeast One Quarter,

Thence North 89°30'00" West a distance of 7.16 feet to a steel pin, said pin being the point of beginning.

And Except that portion conveyed to the State of Idaho by the Deed recorded under Instrument No. 126533.

In Section 21, the Northwest One Quarter of the Northwest One Quarter, and;
In Section 28, the North One Half, the North One Half of the South One Half and the Southeast One Quarter of the Southeast One Quarter, and;

All portions of Section 29, **Except** those portions conveyed to the State of Idaho by the Deeds recorded under Instrument No's 116461 and 126533.

All portions of Section 30, **Except** that portion thereof conveyed to the State of Idaho by the Deed recorded under Instrument No. 116461.

In Section 31, the East One Half, the East One Half of the Southwest One Quarter, the East One Half of the Northwest One Quarter, and Government Lots 2, 3, and 4, **Except** that portion conveyed to the State of Idaho by the Deed recorded under Instrument No. 116461.

In Section 32, the North One Half, the Southwest One Quarter, the North One Half of the Southeast One Quarter and the Southwest One Quarter of the Southeast One Quarter, and;

In Section 33, the West One Half of the West One Half, and the Southeast One Quarter of the Southwest One Quarter.

AND ALSO

A tract of land located in Township 5 North, Range 2 East, Boise Meridian, Boise County, Idaho described as follows:

In Section 4, Government Lots 1, 2 and 3, the South One Half of the Northeast One Quarter, the Southwest One Quarter and the South One Half of the Northwest One Quarter, and ;

In Section 5, Government Lots 2, 3 and 4, the South One Half of the North One Half and the South One Half, and ;

In Section 6, all portions which lie within Boise County including but not limited to that portion of abandoned highway right of way as evidenced by Instrument

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No. 134123, **Except** those portions conveyed for road right-of-way by deeds recorded under Instrument Numbers 46769 and 116461.

In Section 7, all portions which lie within Boise County, and;

In Section 8, the North One Half of the Northwest One Quarter, the Southeast One Quarter of the Northwest One Quarter, the South One Half of the Northeast One Quarter, the Northeast One Quarter of the Northeast One Quarter, the East One Half of the Southeast One Quarter, those portions of the Southwest One Quarter of the Southeast One Quarter and the Southwest One Quarter lying in Boise County, and;

In Section 9, the North One Half of the Northwest One Quarter and the West One Half of the Northeast One Quarter, and;

In Section 15, the South One Half of the Southwest One Quarter, and;

In Section 16, the Southeast One Quarter of the Southeast One Quarter, and;

In Sections 17, those portions of the North One Half of the Northeast One Quarter which lie within Boise County, and;

In Sections 21 and 22, all those portions which lie within Boise County.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

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EXHIBIT "C"

Legal Description of Avimor Property – Gem County

GEM COUNTY

A tract of land located in Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho described as follows:

In Section 12, Lots 1, 2, 3, 4, 5, and 6, and;

In Section 13, Lots 1, 2, 3, 4, 5, 6, 7, and 8, the Southeast One Quarter, the East One Half of the Southwest One Quarter and the Southwest One Quarter of the Southwest One Quarter, and;

In Section 14, Lots 5 and 6, **except** any portion of the Independence and Santiago Mines, and;

In Section 22, the Southeast One Quarter, the North One Half of the Southwest One Quarter and the Southeast One Quarter of the Southwest One Quarter, and;

In Section 23; lots 2, 3, 5 and 6, **except** any portion of the Independence and Santiago Mines, the Southeast One Quarter, the Southwest One Quarter, and the Southeast One Quarter of the Northwest One Quarter, and;

All portions of Sections 24, 25, and 26;

In Section 27, the East One Half, the East One Half of the West One Half and the Southwest One Quarter of the Southwest one Quarter, and;

In Section 28, the Southeast One Quarter and the Southeast One Quarter of the Northeast One Quarter, and;

In Section 33, the East One Half, and;

In Section 34, the Northeast One Quarter, the South One Half, the South One Half of the Northwest One Quarter and the Northeast One Quarter of the Northwest One Quarter, and;

In Section 35, the North One Half, and the Southwest One Quarter;

In Section 36, the South one Half of the Southeast One Quarter and the Northeast One Quarter of the Southeast One Quarter, and;

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Except the portions lying within the following 3 Legal Descriptions:

A tract of land situated in portions of Sections 13, 14, 23, and 24, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho, described as follows:

Re: Amended Record of Survey filed as Instrument No. 170762, records of Gem County, Idaho.

Commencing at the section corner common to Sections 13, 14, 23, and 24, Township 6 North, Range 1 East, marked by a found 5/8" iron pin and aluminum cap monument stamped P.L.S. 4108;

Thence South 57°06'16" West, a distance of 656.51 feet to the Northeast corner of the Santiago Claim of the Black Pearl Group marked by a found 5/8" iron pin P.L.S. 4108 and the real point of beginning;

Thence along the Northeast boundary of the Santiago and the Easterly boundary of the Independence and the Deserter Claims of the Black Pearl Group the following courses and distances:

Thence North 79°40'40" West, a distance of 629.68 feet to a found 5/8" iron pin P.L.S. 4108,

Thence North 07°38'56" West, a distance of 598.85 feet to a found 5/8" iron pin P.L.S. 4108,

Thence North 21°58'55" West, a distance of 696.95 feet to the Northeast corner of the Deserter Claim of the Black Pearl Group marked by a found 5/8" iron pin P.L.S. 4108;

Thence leaving the Black Pearl Group, South 79°44'14" East, a distance of 2273.98 feet to a set 5/8" iron pin P.L.S. 4108,

Thence South 19°13'10" West, a distance of 1806.00 feet to a set 5/8" iron pin P.L.S. 4108,

Thence North 78°09'12" West, a distance of 829.25 feet to the Southeast corner of the Santiago Claim of the Black Pearl Group,

Thence North 12°20'33" East, a distance of 601.51 feet, along the Easterly boundary line of the Santiago Claim to the real point of beginning.

AND

The following described portion of Deserter, Independence and Santiago Mining Claims:

Beginning at the Southwest corner of the Southeast One Quarter of the Southeast One Quarter of Section 14, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho;

Thence south 0°0'00", a distance of 800.1 feet

Thence South 78°12'00" East, a distance of 227.3 feet

Thence South 85°57'00" East, a distance of 213.67 feet

Thence South 8°50'00" West, a distance of 28.85 feet

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Thence South 78°12'00" East, a distance of 216.88 feet,
Thence North 12°22'00" East a distance of 600 feet
Thence North 79°49'00" West, a distance of 631.1 feet
Thence North 7°30'00" West, a distance of 600 feet,
Thence North 21°52'00" West, a distance of 194.4 feet,
Thence South 0°0'00", a distance 538.4 feet to the real point of beginning.

Subject to all existing easements and rights-of-way, recorded or prescriptive.

AND

That portion of the Southeast ¼ of Section 14, and the Northeast ¼ of Section 23, Township 6 North, Range 1 East, Boise Meridian, Gem County, Idaho, descried as follows:

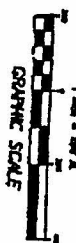
Commencing at the northeast corner of the Northeast ¼ of Section 23, Township 6 North, Range 1 East, Boise Meridian;
Thence North 89°59'59" West, 474.13 feet, along the north line of said Northeast ¼, **to the Point of Beginning**;
Thence continuing North 89°59'59" West, 728.35 feet, along said north line, to a point on the west line of the Trade Dollar Lode (Mineral Survey No. 2800);
Thence North 07°15'09" West, 361.75 feet, along said west line, to the northwest corner of said Trade Dollar Lode;
Thence South 12°44'55" West, 1149.39 feet to a point on the south line of the Santiago Lode (Mineral Survey No. 2800);
Thence South 77°44'52" East, 405.29 feet, along said south line, to a point on the north line of the San Francisco Lode (Mineral Survey No. 2391);
Thence South 85°32'42" East, 212.34 feet, along the said north line, to the northeast corner thereof;
Thence South 08°47'22" West 28.86 feet, along the east line of said San Francisco Lode, to a point on the south line of said Santiago Load;
Thence South 77°44'52" East, 216.75 feet, along said south line to the southeast corner of said Santiago Lode;
Thence North 12°44'55" East, 962.96 feet, along the east line of said Santiago Load and the northerly prolongation thereof, to the **Point of Beginning**.

Said tract of land containing therein, a calculated area of 17.154 acres, more or less, includes all water and ditch rights appurtenant to or used in connection with the properties being sold or conveyed hereby, and is subject to rights-of-way or easements of record or in use.

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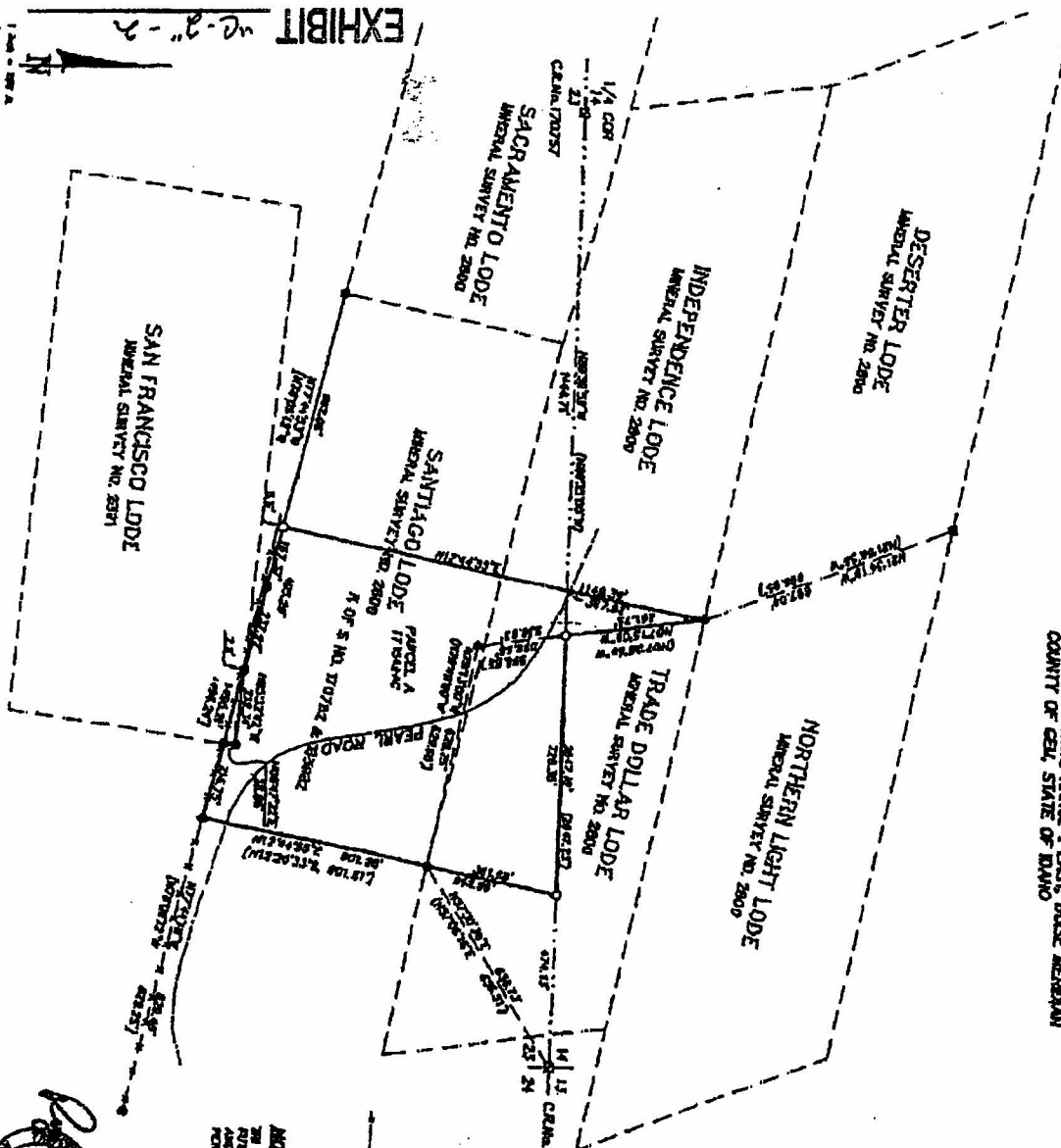
SEP 15 2008

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RECORD OF SURVEY NO. 182786

EXHIBIT "C-2" - 2



RECORD OF SURVEY
OF A PORTION OF THE SOUTHEAST 1/4 OF SECTION 14, AND THE NORTHEAST 1/4 OF SECTION 21, TOWNSHIP 6 NORTH, RANGE 1 EAST, BOISE MERIDIAN, COUNTY OF IDAHO, STATE OF IDAHO

BASIS OF BEARINGS:
THE BASIS OF BEARINGS FOR THIS SURVEY IS THE
RURAL LAND COMMISSION'S SURVEY, BEING THE
GPS OBSERVATIONS TO CONTROL STATION, FOR
THE "RECORD", THE BEARING AND BEARING ON THE
NORTH LINE OF THE NORTHEAST 1/4 OF SECTION 21,
TOWNSHIP 6 NORTH, RANGE 1 EAST, BOISE MERIDIAN,
IN 1883, BEING 71°

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07/15/2005 FRI 11:01 [TX/RX NO 9556] 003



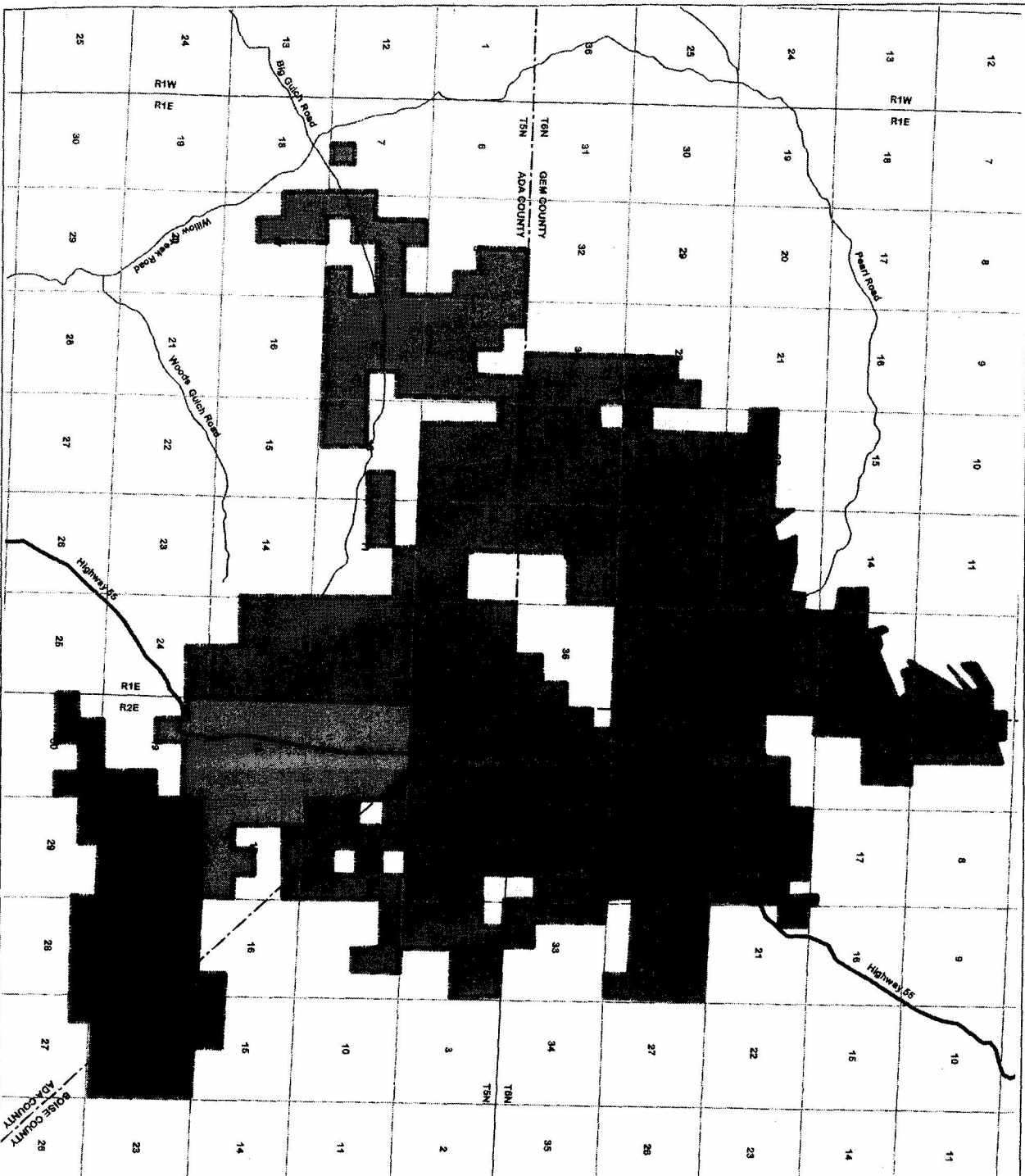
THE COUNTY SURVEYING, INC.
PROFESSIONAL LAND SURVEYORS
518 So. Washington Ave., P.O. Box 574
Coeur d'Alene, ID 83817-0574
Phone: (208) 365-2880

SURVEY FOR:
CLAYTON COMMUNITY
5708 W. ARNOLD ROAD
BOISE, IDAHO 83714
PHONE: (208) 365-8129





NOTE:
THE COUNTY SURVEYING, INC. ASSURES NO LIABILITY FOR PRESENT OR
FUTURE OVERTURNING OF THIS SURVEY. THE COUNTY PLANNING
AND ZONING DEPARTMENT HAS REVIEWED THIS SURVEY FOR
CONFORMANCE WITH THE IDAHO SURVEYING ACT AND THE ASSURANCE OF RECORD.

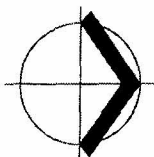
LEGEND:
[] BOUNDARY LINE
[] RECORD DATA FOR 1/4 OF SECTION 14, TOWNSHIP 6 NORTH, RANGE 1 EAST, BOISE MERIDIAN
[] RECORD DATA FOR 1/4 OF SECTION 21, TOWNSHIP 6 NORTH, RANGE 1 EAST, BOISE MERIDIAN
[] RECORD DATA FOR 1/4 OF SECTION 21, TOWNSHIP 6 NORTH, RANGE 1 EAST, BOISE MERIDIAN

INSTRUMENT NO. 249666
PAGE 6 OF 9



LEGEND

-  - SUNCOR PROPERTY
-  - SUNCOR PROPERTY TO BE ANNEXED INTO THE EAGLE FIRE DISTRICT
-  - SUNCOR PROPERTY CURRENTLY WITHIN THE EAGLE FIRE DISTRICT
-  - SUNCOR PROPERTY CURRENTLY WITHIN THE NORTH ADA COUNTY FIRE DISTRICT



SCALE: 1"=5280'
5280 2640 0 5280

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PROJECT NO. SCR7336

DATE: 04/25/08

BY: MLG

SHEET NO. 2 of 2

EAGLE FIRE DISTRICT ANNEXATION EXHIBIT SUNCOR PROPERTY

SunCor Idaho, Inc.
Ada, Boise & Gem Counties, Idaho

W R G
DESIGN INC.

1113 E. Valley Creek Drive Eagle, ID 83625
Tel: 208.344.8308 Fax: 208.344.8300

PLANNING • DESIGN • CONSTRUCTION • MANAGEMENT

Minute Book _____, Commissioners, Ada County, Idaho

OPEN

AUGUST 19, 2008

Session, _____

A.D. _____

**BOARD OF ADA COUNTY COMMISSIONERS
MINUTES OF THE OPEN BUSINESS MEETING
TUESDAY, AUGUST 19, 2008
9:00 A.M.**

The Board of Ada County Commissioners (Board) met this date in an Open Meeting in the Commissioners' Conference Room of the Ada County Courthouse Complex to act on the following items. Staff members present: Chris Rich, Gail Garrett, Kathleen Graves, Cheryl Bower and Bonnie Oberbillig, Clerk/Auditor/Recorder's Office; Bob Kobza, Purchasing; Bob McQuade, Assessor's Office; Ted Hutchinson, Solid Waste Management; and R. Dempsay, Indigent Services. Minutes Recorder: Pam Woodies.

I. IN THE MATTER OF CALL TO ORDER:

Commissioner Rick Yzaguirre called the meeting of the Ada County Commissioners to order at 9:04 a.m.

II. IN THE MATTER OF ROLL CALL:

Commissioners Rick Yzaguirre and Paul Woods were present. Commissioner Fred Tilman was absent.

III. CHANGES TO THE AGENDA:

There were no changes to the agenda.

IV. NEW BUSINESS

1. Purchasing (2)

a. Open Bid No. 0815, Ada County Sheriff's Office In-Car Video

B. Kobza stated that two bids were received and asked that the per unit amount, total amount and confirmation of inclusion of a 5 percent security bond be read into the record.

P. Woods opened the bids.

R. Yzaguirre stated that the following bids were received: Territorial Supplies, Inc., in the amount of \$4,563 each and a total of \$205,355; and Kustom Signals, Inc., in the amount of \$4,965 each and a total of \$224,697. Both bids included 5 percent bid bond securities.

B. Kobza asked that this item be tabled until August 26, 2008, to allow time for review by the Evaluation Committee.

ACTION: P. WOODS MOVED TO TABLE BID NO. 0815, ADA COUNTY SHERIFF'S OFFICE IN-CAR VIDEO, UNTIL AUGUST 26, 2008. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

b. Open RFP No. 08-2, Hazardous Material Collection Contract

B. Kobza stated that two Requests for Proposals (RFPs) were received and asked that the names and amounts be read into the record.

P. Woods opened the RFPs.

R. Yzaguirre stated that RFPs were received from PSC Environmental Services and Clean Harbors.

B. Kobza asked that this item be tabled until September 2, 2008, to allow time for review by the Evaluation Committee.

ACTION: P. WOODS MOVED TO TABLE RFP NO. 08-2, HAZARDOUS MATERIAL COLLECTION CONTRACT, UNTIL SEPTEMBER 2, 2008. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

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Minute Book _____, Commissioners, Ada County, Idaho

OPEN

AUGUST 19, 2008

Session,

A.D. _____

2. Licenses (*Authorize the Chairman to Sign*)

a. New Licenses (2)

1. Cool Hand Lukes, 291 E. Shore Dr., Eagle, Beer/Liquor
2. Brewtopia Beer Market, 1524 S. Vista Ave., Boise, Beer

b. Catering Permits (2)

1. Tablerock Brewpub & Grill at Barber Park Event Center for Ruth & Daniel Marcus, August 22nd from 5pm to 9pm.
2. Tablerock Brewpub & Grill at Barber Park Event Center for Tony Butler, August 30th from 5pm to 11:30pm

B. Oberbillig stated that the required fees were paid and the above-listed items were properly before the Board.

ACTION: P. WOODS MOVED TO APPROVE TWO NEW LICENSES AND TWO CATERING PERMITS AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

3. Auditor's Office

There was no report from the Auditor's Office.

4. Claims Journal (1)

- August 14, 2008

ACTION: P. WOODS MOVED TO APPROVE THE CLAIMS JOURNAL DATED AUGUST 14, 2008. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

5. Approval of Minutes (1) (*Authorize the Chairman to Sign*)

- Open Business Meeting, August 12, 2008

ACTION: P. WOODS MOVED TO APPROVE ONE SET OF MINUTES AS READ INTO THE RECORD; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENT ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

6. Personnel Action Forms (6 Salary Increases; and 1 Miscellaneous Item)

ACTION: P. WOODS MOVED TO APPROVE SIX SALARY INCREASES AND ONE MISCELLANEOUS ITEM AS IDENTIFIED ON THE SUMMARY OF THE PERSONNEL ACTION FORMS; AND THAT THE SUMMARY SHEET REMAIN ON FILE IN THE COMMISSIONERS' OFFICE. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

7. Treasurer's Office

- Tax Cancellations (Uncollectible Personal Property and Mobile Home Parcels) (45)

Parcel	Owner	Year	Amount
1. MBROD711204	Pruett Eddie	2006	-107.93
2. MBROD711204	Pruett Eddie	2007	-34.42
3. MBUDD711208	Perkins Ezekiel D	2007	-20.95
4. MFLEE631015	Hines Lisa	2006	-89.41
5. MNEWM591008	Hogmire Larry	2007	-11.80
6. P1AEROGRO01	Aeroground Inc	2007	-7.80
7. P1BOGIES+01	Bogie's	2005	-2,233.47
8. P1BOICURB01	Boise Curb	2006	-361.58

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Minute Book _____, Commissioners, Ada County, Idaho

OPEN

AUGUST 19, 2008

Session, _____

A.D. _____

9. P1BOICURB01	Boise Curb	2007	-63.64
10. P1BOSUNT01	Boise Sunshield Wind	2005	-61.01
11. P1CASLWNS01	Cas Lawn Service of Id	2003	-424.91
12. P1CASLWNS01	Cas Lawn Service of Id	2004	-392.04
13. P1CONSPBG01	Connector Sports Bar	2005	-185.85
14. P1FIVSFLM01	Five Star Films	2005	-417.21
15. P1FIVSFLM01	Five Star Films	2006	-353.47
16. P1GEMSTRN01	Gem State Rentals	2006	-365.35
17. P1H+HANAC01	H&H An Associate	2006	-303.52
18. P1HEATCON01	Heaton Construction	2005	-78.45
19. P1IDWHFLO01	Idaho Wholesale Floral	2005	-449.89
20. P1IDWHFLO01	Idaho Wholesale Floral	2006	-337.33
21. P1JOHNSAM01	Johnson Samuel S	2005	-6.08
22. P1KOREANA01	Koreana Grill	2006	-201.13
23. P1KOREANA01	Koreana Grill	2007	-478.10
24. P1L+IDIST01	L & I Distribution Serv	2005	-86.52
25. P1LETPART01	Let's Party	2005	-297.89
26. P1LETPART01	Let's Party	2006	-425.89
27. P1MDFITAT01	Middle Finger Salute	2006	-108.35
28. P1PRCONCR01	Prime Concrete Constr	2006	-312.62
29. P1PRICMYE01	Price Myers Custom	2006	-655.41
30. P1PVTHMHL01	Private Home Health	2006	-151.55
31. P1RETJOB01	Retirement Jobs of Id	2005	-83.16
32. P1SHFHAIR01	Sheri for Hair	2006	-75.24
33. P1SLOALAW01	Sloan Law Office	2005	-122.91
34. P1SRBSALE01	SRB Sales	2004	-57.38
35. P1SRBSALE01	SRB Sales	2005	-71.89
36. P1SRBSALE01	SRB Sales	2006	-99.38
37. P1TECHCLN02	Tech Clean Inc	2006	-79.57
38. P1TESTEWD01	Terry Stewart Interior	2004	-78.30
39. P1WELCLIM01	Weller Climate Syst	2005	-216.02
40. P1WIDECUI01	Wicked Designs Cust	2005	-100.17
41. P1WIDECUI01	Wicked Designs Cust	2006	-117.86
42. P1WILSOFT01	Willowtree Software	2006	-255.34
43. P1WROUIRO01	Wrought Iron Shop	2005	-109.26
44. P1WROUIRO01	Wrought Iron Shop	2006	-110.59
45. P1WROUIRO01	Wrought Iron Shop	2007	-107.15

ACTION: P. WOODS MOVED TO APPROVE 45 TAX CANCELLATIONS AS LISTED ON THE AGENDA. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

8. Recreation and Event Services (*Authorize the Chairman to Sign*)

- Barber Park Education & Event Center (Interim Events) (5)

1. Adrienne Swain, Social Event, September 3, 2008
2. Diane MacLachlan, Wedding and Reception, October 10, 2009
3. Kelly Smyth, Wedding and Reception, October 17, 2008
4. Wayne Munger, Wedding and Reception, October 26, 2008
5. Whitney Kirkes, Wedding, March 28, 2009

ACTION: P. WOODS MOVED TO APPROVE FIVE BARBER PARK EDUCATION & EVENT CENTER INTERIM EVENTS AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

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9. Agreements (6) (*Authorize the Chairman to Sign the Appropriate Documents*)
- a. Agreement No. 8260 – Agreement Between Recreation and Event Services and Trailpalooza/Jodi Peterson for Trail Run, Mountain Biking and Hiking, September 14, 2008
 - b. Agreement No. 8261 – Agreement Between Recreation and Event Service and Take a Kid to Mountain Bike Day/Jodi Peterson for Bike Rides, Demos, Exhibitions and Hikes, October 4, 2008
 - c. Agreement No. 8262 – Agreement Between Expo Idaho and Balloons-n-Funtimes/Maxine & Crew (Provide Balloons, Face Painting & Crafts) for 2008 Western Idaho Fair, August 15-24, 2008
 - d. Agreement No. 8263 – Agreement Between Expo Idaho and G. L. Berg Entertainment! and Terry Davolt, Comedy Hypnosis Show for 2008 Western Idaho Fair, August 15-19, 2008
 - e. Agreement No. 8264 – Agreement Between Expo Idaho and Idaho Abraham Lincoln Bicentennial Commission, Lincoln Exhibit for 2008 Western Idaho Fair, August 15-24, 2008
 - f. Agreement No. 8265 – Agreement Between Expo Idaho and That's Entertainment International & Aquanett/Dave Sousa, Musical Entertainment for 2008 Western Idaho Fair, August 22-24, 2008

ACTION: P. WOODS MOVED TO APPROVE SIX AGREEMENTS AS LISTED ON THE AGENDA; AND AUTHORIZE THE CHAIRMAN TO SIGN THE APPROPRIATE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

10. Easements (7) – Grant to Ada County Highway District
- a. Easement #1 for Warm Springs Bike Path Storm Drain
 - b. Easement #2 for Warm Springs Bike Path Storm Drain
 - c. Easement #3 for Warm Springs Bike Path Storm Drain
 - d. Easement #4 for Warm Springs Bike Path Storm Drain
 - e. Easement #5 for Warm Springs Bike Path Storm Drain
 - f. Easement #6 for Warm Springs Bike Path Storm Drain
 - g. Easement for Two Signal Cabinets and Underground Facilities Located at Windsong Drive and Warm Springs Avenue

ACTION: P. WOODS MOVED TO APPROVE SEVEN EASEMENTS AS LISTED ON THE AGENDA. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

Public Hearing

11. Fire District Annexations into the Eagle Fire Protection District (1)
- Approval of Annexing the Suncor (Avimor) Property
12. Resolutions (1)
- Resolution No. 1569 – Resolution for Sole Source Procurement of Vertiq Case Management Software for the Ada County Coroner's Office

R. Yzaguirre opened the public hearing on the Fire District annexation and Resolution No. 1569 and read both items into the record.

[There was no public testimony.]

R. Yzaguirre closed the public hearing on the Fire District annexation and Resolution No. 1569.

ACTION: P. WOODS MOVED TO APPROVE ANNEXATION OF THE AVIMOR PROPERTY INTO THE EAGLE FIRE PROTECTION DISTRICT AS LISTED ON THE AGENDA. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

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ACTION: P. WOODS MOVED TO APPROVE RESOLUTION NO. 1569 AS LISTED ON THE AGENDA. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

V. INDIGENT SERVICES:

1. Weekly Indigent Items (*Authorize the Chairman to Sign*)
(11 Approvals; 28 Denials; 30 Liens; 30 Form N1 (UCC) Liens; 1 Release of Liens; 1 Release of Form N1 (UCC) Liens; 1 Lien Correction; and 1 Form N3 (UCC) Amendment Lien)

R. Dempsay presented the Staff report. Ada County Indigent Services submitted a request for 7 approvals and 20 denials on Medical Case Nos. 0808-053 through 0808-079; and 4 approvals and 8 denials on General Assistance Case Nos. 0808-304 through 0808-315. Indigent Services also requested approval for the recording of 30 Liens, 30 Form N1 (UCC) Liens, 1 Release of Liens, 1 Release of Form N1 (UCC) Liens, 1 Lien Correction and 1 Form N3 (UCC) Amendment Lien.

2. Special Cases (5) (*Authorize the Chairman to Sign*)
a. 0808-079

R. Dempsay presented the Staff report saying this was a request for extended reimbursement. The case has been reviewed with the Supervisor and Applicant. The estimated Medicaid rate on the approved bills is \$8,880. The recommended reimbursement is \$7,200 to be paid in 144 monthly payments of \$50 beginning January 1, 2009. Staff's recommendation is approval.

- b. 0808-072

R. Dempsay presented the Staff report saying this was a request for extended reimbursement. The case has been reviewed with the Supervisor and Applicant. The estimated Medicaid rate on the approved bills is \$88,162. The recommended reimbursement is \$7,200 to be paid in 144 monthly payments of \$50 beginning November 1, 2008. Staff's recommendation is approval.

- c. 0806-701

R. Dempsay presented the Staff report saying this was an appeal that was before the Board on July 23, 2008, and taken under advisement for 30 days. At that hearing, the hospital asked that additional information be reviewed, which was done. There has been no additional contact by Applicant. Staff's recommendation is for denial.

[The following discussion took place after the presentation by Staff on Case No. 0804-109.]

P. Woods asked for a more detailed description of this case. R. Dempsay explained that the application was missing monthly household expenses and no information was provided for rent, utilities, etc. The hospital submitted on the patient's behalf copies of identification, tax returns, information regarding an Internal Revenue Service collection matter and child support, as well as income information. All the information was considered and it was determined that Applicant failed to appear or cooperate in the investigation in order to determine residency, obligated county and medical indigency. Medical indigency of Applicant could not be established.

P. Woods asked for confirmation that the additional information was received. R. Dempsay clarified that only a portion of the requested information was received. Staff did not receive information concerning household expenses and was unable to establish Applicant's disposable income. P. Woods asked if Applicant had cooperated at any point in the process. R. Dempsay answered that Applicant had not cooperated and only the hospital appeared at the last hearing.

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d. 0702-069

R. Dempsay presented the Staff report saying this was a request for a partial lien release. The case was originally before the Board on February 27, 2007. The lien balance is \$17,042, this was a catastrophic case and there was no Promissory Note or Order of Reimbursement. Applicant needs the partial lien release in order to complete a short sale on her home to avoid a possible default or foreclosure. Applicant is currently unemployed and living with family in Washington. Her family members will be paying the costs at closing and Applicant will receive no money from the sale. Staff's recommendation is approval.

e. 0804-109

R. Dempsay presented the Staff report saying this was an appeal that was before the Board on July 23, 2008, and taken under advisement for 30 days. At that hearing, Applicant appeared with hospital representatives and provided additional documentation and testimony. Based on that information, Staff's recommendation is approval.

ACTION: P. WOODS MOVED TO APPROVE THE RECOMMENDATIONS OF ADA COUNTY INDIGENT SERVICES LISTED IN THE SUMMARY OF CASES DATED AUGUST 19, 2008, FOR 7 APPROVALS AND 20 DENIALS ON MEDICAL CASE NOS. 0808-053 THROUGH 0808-079; AND 4 APPROVALS AND 8 DENIALS ON GENERAL ASSISTANCE CASE NOS. 0808-304 THROUGH 0808-315; APPROVE THE RECORDING OF 30 LIENS, 30 FORM N1 (UCC) LIENS, 1 RELEASE OF LIENS, 1 RELEASE OF FORM N1 (UCC) LIENS, 1 LIEN CORRECTION AND 1 FORM N3 (UCC) AMENDMENT LIEN; APPROVE EXTENDED REIMBURSEMENT IN SPECIAL CASE NOS. 0808-079 AND 0808-072; DENY SPECIAL CASE NO. 0806-071; APPROVE THE PARTIAL LIEN RELEASE IN SPECIAL CASE NO. 0702-069; APPROVE SPECIAL CASE NO. 0804-109; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENTS ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

3. Hardships (1) (*Authorize the Chairman to Sign*)

- Atkins, Thomas R. 08-007 P143NORTH01 2007 \$2,113.02 + int & late chgs

R. Dempsay presented the Staff report saying this was a request for cancellation of 2007 taxes on Parcel P143NORTH01 in the amount of \$2,299.82. Applicant is the former restaurant owner of 43 Degrees North, which operated as a limited liability company and was dissolved on September 24, 2007. A review of the taxes indicates it would require a monthly payment of \$191.65 to retire the debt within 12 months. Applicant has informed Staff that the business was sold on September 5, 2007, but he was unable to provide an official Bill of Sale. A review of Applicant's financial status demonstrates disposable monthly income of \$3,128.83, which would allow for payment of the taxes. Applicant also has a Principal Financial account and a Hartford Life account with a combined balance of \$17,676. There is no Warrant of Dstraint pending on the property. The Assessor's Office issued a Demand Letter on December 24, 2007, but revoked it in January. According to Applicant's statements, in September his business closed and he sold the equipment that is the subject of this property tax assessment. He did not pay the taxes because he assumed the tax liability would transfer with the sale. Taxes are current through 2006 and Applicant was notified by mail of this hearing.

R. Yzaguirre said it seemed unusual for a business to apply for a hardship. R. Dempsay agreed and reported that she discussed the case with Sherry Morgan of the Prosecuting Attorney's Office and was informed that the taxes actually are associated with the property rather than the individual. R. Yzaguirre noted that

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Applicant was the owner at the time. R. Dempsay stated that Applicant still receives the tax bill although he has advised he is no longer the owner. She has not been able to establish who the owner is or where the property is.

P. Woods asked if personal property was handled in a similar manner as mobile homes, requiring the taxes to be paid within one year or the property would be seized. R. Dempsay answered that she was not positive and would need to verify that with the Treasurer's Office. P. Woods inquired if someone had operated a business and had ownership of the personal property as well as real property. R. Dempsay clarified that the subject parcel is the restaurant equipment and Applicant did not own the building or the land. He operated a business, owned the equipment and taxes are due on that equipment. He stated to Staff that he closed the business and sold the equipment. Staff has verified that the loan associated with the equipment was paid off, but they do not know where the equipment went or who bought it. Applicant indicated he does not have an obligation to pay the taxes because he does not own the equipment. R. Yzaguirre remarked that he would not agree with that perspective.

ACTION: P. WOODS MOVED TO DENY HARDSHIP CASE NO. 08-007 BECAUSE APPLICANT HAS AVAILABLE RESOURCES TO PAY THE TAXES; AND AUTHORIZE THE CHAIRMAN TO SIGN THE DOCUMENT ON BEHALF OF THE BOARD. R. YZAGUIRRE SECONDED. P. WOODS, AYE, AND R. YZAGUIRRE, AYE. THE MOTION CARRIED.

VI. IN THE MATTER OF RECESS:

There being no further business to come before the Board at this time, the meeting was recessed at 9:28 a.m.


Rick Yzaguirre, Acting Chairman

ATTEST:


David Navarro, Ada County Clerk

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